

UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

KENNETH COLVIN, JR.,

Plaintiff,

Case No. 2:09-cv-96

v.

Honorable R. Allan Edgar

MICHAEL MARTIN,

Defendant.

MEMORANDUM

After a jury was impaneled and after almost a day of trial, the plaintiff decided to leave the courtroom after stating in effect that he didn't think that he was receiving a fair trial. After picking up his papers, the plaintiff then created a disturbance in the courtroom that required the Court to have him physically removed. Since plaintiff has failed to prosecute this case, this court may dismiss the case *sua sponte* and enter judgment for the defendant pursuant to F. Rules Civ. P. 41(b). See Link v Wabash Railroad Company, 370 US 626 (1962). It is regrettable that so much time and effort, as well as public funds, have been essentially lost as a consequence of plaintiff's actions. A judgment will enter.

SO ORDERED.

Dated: 7/26/2011

/s/ R. Allan Edgar
R. ALLAN EDGAR
UNITED STATES DISTRICT JUDGE